

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO**

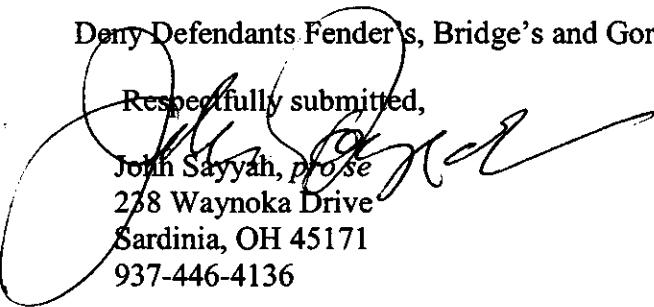
John Sayya, *pro se*, et al.,) **Case No.: 01-CV-459**
Plaintiffs,)
vs.) **Judge Watson**
) **Magistrate Judge Black**
Waynoka Property Owners)
Association, Inc., et al.,) **MEMORANDUM OPPOSING MEMORANDUM OF**
) **ROBERT RICKLING AND SHIRLEY HEMPFLING**
Defendants.)

MEMORANDUM

First, defense attorney should consult more often with his clients. Robert Rickling and Shirley Hempfling, along with another defendant in this pending case at bar 01-cv-459, Nancee Klein, have joined Plaintiffs in their AMENDED Verified Complaint for "Fraud Upon the Court," filed 09/15/04, Case No.: 1:04cv395. *See attached front cover exhibit A.*

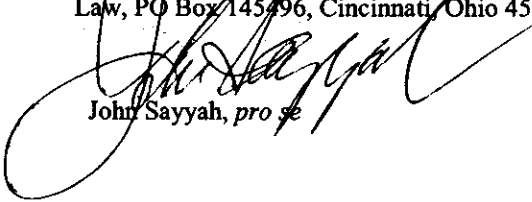
As to "join[ing]...defendants Donald E. Fender, Inc., James Bridges, and Milan Gorby" Memorandum in Opposition, Plaintiffs have responded in their Memorandum filed 11/29/04, and defense attorney should, by now, be in possession of said memorandum. Therefore, Plaintiffs herein incorporate as if fully rewritten said 11/29/04 Memorandum Requesting This Court to Deny Defendants Fender's, Bridge's and Gorby's Memorandum In opposition filed 11/22/04.

Respectfully submitted,


John Sayyah, *pro se*
238 Waynoka Drive
Sardinia, OH 45171
937-446-4136

CERTIFICATION OF SERVICE

I hereby certify that a copy of the foregoing was served by U.S. Mail on this 30th day of November, 2004 to Herbert Freeman, Attorney at Law, 114 East Eight Street, Cincinnati, OH, 45202, Stephen Yeager, Attorney at Law, One West Fourth Street, Suite 1800, Cincinnati, OH 45202, Michael P. Foley, Esq., 900 Fourth & Vine Tower, Five West Fourth Street, Cincinnati, OH 45202, Colleen Blandford, Attorney at Law, 201 East Fifth Street, Cincinnati, Ohio 45202, Steven Hengehold, One West Fourth Street, Cincinnati, Ohio 45202, Matthew Skinner, Attorney at Law, PO Box 145496, Cincinnati, Ohio 45250


John Sayyah, *pro se*

EXHIBIT

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO

2004 SEP 15 PM 12:57

U.S. DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

John Sayyah, *pro se*
238 Waynoka Drive
Sardinia, Ohio 45171,

Robert Rickling, *pro se*
44 Comanche Drive
Sardinia, Ohio 45171,

Brenda Frank, *pro se*
273 Yuma Drive
Sardinia, Ohio 45171,

Shirley Hempfling, *pro se*
3376 Citrus Lane
Cincinnati, Ohio 45239,

Nancee Klein, *pro se*
531 Waynoka Drive
Sardinia, Ohio 45171,

Plaintiffs,

vs.

Stephen Yeager, Attorney at Law
One West Fourth Street, Suite 1800
Cincinnati, Ohio 45202,

Patsfall, Yeager & Plum, LLC
One West Fourth Street, Suite 1800
Cincinnati, Ohio 45202,

Cincinnati Insurance Company
6200 S. Gilmore Road
Fairfield, Ohio 45014-5141,

Herbert Freeman, Attorney at Law
114 East Eight Street
Cincinnati, Ohio 45202,

Timothy O'Farrell
One Waynoka Drive
Sardinia, Ohio 45171,

Defendants.

) Case No.: 1:04CV395

) (Judge Spiegel)

- VERIFIED -

) **AMENDED COMPLAINT FOR FRAUD UPON**
) **THE COURT, WITH DECLARATORY AND**
) **INJUNCTIVE RELIEF, WITH SUGGESTED**
) **COMPENSATORY & PUNITIVE DAMAGES OF**
) **\$3,750,000 TO BE ASSESSED EACH DEFENDANT,**
) **OR SOME APPROPRIATE PORTION THEREOF,**
) **TO BE DETERMINED AT TRIAL BY JURY**

WITH JURY DEMAND ON ALL ISSUES